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## Fax

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То:	USPTO	From:	BSKB
Fax:	(571) 273-8300	Pages:	9 (including cover sheet)
Application No(s).:	10/594,920	Our Ref(s).:	1254-0328PUS1
Subject:	Request for a Correcte	d Official Filing R	eceipt

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## **CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United

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PATENT 1254-0328PUS1

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant(s): NAKAO, Kazuwa et al.

Conf.:

5293

Appl. No.:

10/594,920

Group:

Unknown

Filed: ~

September 29, 2006

Examiner: Unknown

For:

THERAPEUTIC OR PROPHYLACTIC AGENT FOR

ARTHRITIS

## REQUEST FOR A CORRECTED OFFICIAL FILING RECEIPT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

OCT - 5 2007

Sir:

Attached hereto is the Official Filing Receipt in connection with the above-identified application.

THE FOLLOWING CORRECTION(S) IS/ARE RESPECTFULLY REQUESTED:

TITLE:

Change From:

THEURAPEUTIC OR PROPHYIACTIC AGENT FOR

ARTHRITIS

To:

THERAPEUTIC OR PROPHYLACTIC AGENT FOR

ARTHRITIS

It is respectfully requested that the U.S. Patent and Trademark Office forward/issue a new Filing Receipt with the correction(s) indicated above. Support for the correction(s) is readily apparent on the enclosed photocopy of the Declaration and Power of Attorney document.

Appl. No. 10/594,920

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

gerald M. Murphy Jr #28 977

GMM/yp 1254-0328PUS1

Attachment(s)

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Page 1 of 3

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#### United States Patent and Trademark Office

OCT 0.5 2007

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMERCIANT FOR PATENTS Bux 1450 andria, Vineinia, 22313-1450

APPL NO.	FILING OR 371(c)	ART UNIT	FIL FEE REC'D	ATTY,DOCKET NO	TOT CLMS	IND CLMS	
10/594,920	09/29/2006	1642	3650	1254-0328PUS1	51	9	)

**CONFIRMATION NO. 5293** 

**FILING RECEIPT** | 1474,640 | 148,470 | 1062 | 1784,1785 | 1284, 1287 | 1785 | 1787 | 1787 | 1787 | 1787 | 1787 | 1787 | 1787 | "OC000000023581660"

2292 **BIRCH STEWART KOLASCH & BIRCH PO BOX 747** FALLS CHURCH, VA 22040-0747

Date Mailed: 04/30/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mall to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filling Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt Incorporating the requested corrections (if appropriate).

#### Applicant(s)

Kazuwa Nakao, Kyoto, JAPAN; Hidetomo Kitamura, Shizuoka, JAPAN:

Power of Attorney: The patent practitioners associated with Customer Number 2292.

#### Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP05/06831 03/31/2005

#### Foreign Applications

JAPAN 2004-107924 03/31/2004

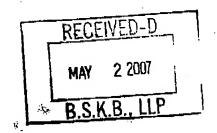
Projected Publication Date: 08/09/2007

Non-Publication Request: No

Early Publication Request; No.

Title

Theurapeutic or prophylactic agent for arthritis



Page 2 of 3

Preliminary Class

424

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Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filling of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filling of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

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Attorney's Docket No.: 1254-0328PUS1

#### DECLARATION, POWER OF ATTORNEY AND PETITION

I (We), the undersigned inventor(s), hereby declare that:	
My residence, post office address and citizenship are as stated below next to	my name,
I (We) believe that I am (we are) the original, first, and joint (sole) inv	entor(s) of the
subject matter which is claimed and for which a patent is sought on the inventor	ntion entitled
THERAPEUTIC OR PROPHYLACTIC AGENT FOR ARTHRITIS	
·	
the specification of which	
is attached hereto:	
☐ was filed on	as
Application Serial No.	
and amended on	
■ was filed as PCT international application	
Number PCT/JP2005/006831	
onMarch 31, 2005	
and was amended under PCT Article 19	
on (if applicable)	1

I (We) hereby state that I (We) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; that I (We) do not know and do not believe that this invention was ever known or used before my invention or discovery thereof, or patented or described in any printed publication in any country before my invention or discovery thereof, or more than one year prior to this application, or in public use or on sale in the United States for more than one year prior to this application; that this invention or discovery has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by me or my legal representatives or assigns more than twelve months before this application.

I (We) acknowledge the duty to disclose information known to be material to the patentability of this application as defined in Section 1.56 of Title 37 Code of Federal Regulations.

#### ATTORNEY DOCKET 'O. 1254-0328PUS1

2/3

I (We) hereby claim foreign priority benefits under Section 119(a)-(d) of Title 35 United States Code, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

•			Priority	
Application No.	Country	Filing date	claimed	
2004-107924	Japan	March 31, 2004	■ Yes	□ No
	Jujun	141111111111111111111111111111111111111	☐ Yes	□ No
			☐ Yes	□ No
			□ Yes	□ No
				•
I hereby claim the ben	efit under Sec	ction 119(e) of Title	35 United S	States Code,
United States application	on(s) listed belo	ow.		
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(Application Number)	•.	(Filing Date)		
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Application Number)	·····	(Filing Date)	· · · · · · · · · · · · · · · · · · ·	<u> </u>
(Application Number)		(Filing Date)		<u> </u>
(We) hereby claim the		Section 120 of Title		•
(We) hereby claim the Juited States application	on(s) listed bel	Section 120 of Title ow and, insofar as the	ne subject ma	atter of each
(We) hereby claim the Inited States application laims of this application	on(s) listed bel on is not disc	Section 120 of Title ow and, insofar as the closed in the prior U	ne subject ma Inited States	atter of each application
(We) hereby claim the Inited States application claims of this application	on(s) listed bel ion is not disc e first paragrap	Section 120 of Title ow and, insofar as the losed in the prior Unit of Section 112 of	ne subject ma Inited States Title 35 Un	atter of each application ited States C
(We) hereby claim the Juited States application application is applicated anner provided by the We) acknowledge the	on(s) listed belt on is not disc e first paragrap duty to disclos	Section 120 of Title ow and, insofar as the losed in the prior Unit of Section 112 of se material information	ne subject ma Inited States Title 35 Un on as defined	atter of each application ited States C in Section
(We) hereby claim the Jnited States application laims of this application nanner provided by the We) acknowledge the of Title 37 Code of Fe	on(s) listed belton is not disc e first paragraph duty to disclosederal Regulati	Section 120 of Title ow and, insofar as the losed in the prior Uph of Section 112 of se material informations, which occurred	ne subject ma Inited States Title 35 Un on as defined between the	atter of each application ited States C in Section le filing date
(We) hereby claim the United States application of this application namer provided by the We) acknowledge the of Title 37 Code of Fe	on(s) listed belton is not disc e first paragraph duty to disclosederal Regulati	Section 120 of Title ow and, insofar as the losed in the prior Uph of Section 112 of se material informations, which occurred	ne subject ma Inited States Title 35 Un on as defined between the	atter of each application ited States C in Section le filing date
(We) hereby claim the United States application of this application namer provided by the We) acknowledge the of Title 37 Code of Fe	on(s) listed belton is not disc e first paragraph duty to disclosederal Regulati	Section 120 of Title ow and, insofar as the losed in the prior Uph of Section 112 of se material informations, which occurred	ne subject managed in the States Title 35 Un on as defined between the cof this app	atter of each application ited States C in Section 1 e filing date lication:
(Application Number)  I (We) hereby claim the United States application anner provided by the We) acknowledge the of Title 37 Code of Febrior application and na	on(s) listed belton is not disc e first paragraph duty to disclosederal Regulati	Section 120 of Title ow and, insofar as the losed in the prior Uph of Section 112 of se material informations, which occurred	ne subject management of the subject managem	atter of each application ited States C in Section 1 e filing date lication:
(We) hereby claim the United States application of this application namer provided by the We) acknowledge the of Title 37 Code of Fe	on(s) listed beltion is not disc e first paragraph duty to disclosederal Regulati tional or PCT i	Section 120 of Title ow and, insofar as the losed in the prior Uph of Section 112 of se material informations, which occurred	ne subject management of the States Title 35 Un on as defined between the second this apposition of this apposition of the Status (pe	atter of each application ited States C in Section 1 e filing date lication:

ATTORNEY DO T NO. 1254-0328PUSI

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And I (We) hereby appoint: BIRCH, STEWART, KOLASCH & BIRCH, LLP, CUSTOMER NUMBER 02292

I(We) hereby request that all correspondence regarding this application be sent to the firm of BIRCH, STEWART, KOLASCH & BIRCH, LLP whose Post office address is: 8110 Gatehouse Road, Suite 100 East, Falls Church, Virginia 22042-1248 U.S.A.

I (We) declare further that all statements made herein of my (our) knowledge are true and that all statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Kazuwa NAKAO	Residence: Kyoto, Japan
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Signature of Inventor	Nishikyo-ku, Kyoto-shi, Kyoto
September 22, 2006  Date	610-1101 Japan
Hidetomo KITAMURA NAME OF SECOND INVENTOR	Residence: Shizuoka, Japan
	Citizen of: Japan
Hidetomo Kitamura_	Post Office Address:
Hidetomo Kitamura Signature of Inventor	
	Post Office Address:
	Post Office Address:
Signature of Inventor	Post Office Address: